

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 160** HLS 23RS 536

Bill Text Version: **ENROLLED**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: June 9, 2023 12:22 PM	Author: HILFERTY
Dept./Agy.: Youth Services (Juvenile Justice)	Analyst: Daniel Druilhet
Subject: Victims Rights of Alleged Delinquent Acts	

JUVENILES EN NO IMPACT See Note
Provides relative to rights of victims of alleged delinquent acts

Current law provides that courts should provide secure waiting areas in cases involving violent crime and during court proceedings that do not require victims and their legal representatives be in close proximity to accused children and their families and friends. Proposed law amends current law to mandate that the victim or designated member of the victim's family (VDMVF) has the right to be present at all court proceedings in cases involving homicide or injury to a minor (HITM) and, when practical, be allowed to observe the proceedings by simultaneous transmission through audiovisual equipment, if the technology is available in the courtroom. Current law allows a district attorney (DA) the discretion to release to the VDMVF of a delinquent act which is a crime of violence (COV) information regarding the results of adjudication and disposition hearings (ADH), notice of custody or release of the offender, advanced notice of court proceedings, and certain information in predisposition reports. Proposed law mandates that the DA release this and additional information; amends current law by removing the requirement that a VDMVF make a request to a DA prosecuting felony-grade offenses to provide their input to the DA regarding the disposition (DP) of a delinquency case and mandates that the DA, whenever practical, consult the VDMVF regarding the DP of a delinquency case involving HITM; raises the age of a juvenile crime victim from 17 to 18 years of age.

EXPENDITURES	2023-24	2024-25	2025-26	2026-27	2027-28	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

REVENUES	2023-24	2024-25	2025-26	2026-27	2027-28	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

There is no anticipated direct material effect on governmental expenditures as a result of this measure. The proposed law's requirement that a victim or designated member of the victim's family be allowed (in a case involving homicide or injury of a minor) to observe juvenile court proceedings by simultaneous transmission through audiovisual equipment is optional and only imposed on courts if such technology is available.

REVENUE EXPLANATION

There is no anticipated direct material effect on governmental revenues as a result of this measure.

Senate Dual Referral Rules
 13.5.1 >= \$100,000 Annual Fiscal Cost {S & H}
 13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H}

House
 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}
 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

Evan Brasseaux
Evan Brasseaux
Interim Deputy Fiscal Officer